

108TH CONGRESS  
1ST SESSION

# H. R. 2401

To amend the Social Security Act to eliminate the five-month waiting period in the disability insurance program, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 2003

Mr. DEAL of Georgia introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To amend the Social Security Act to eliminate the five-month waiting period in the disability insurance program, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Social Security Act  
5       Improvements for the Terminally Ill Act” .

6       **SEC. 2. ELIMINATION OF TITLE II WAITING PERIOD FOR**  
7       **TERMINALLY ILL INDIVIDUALS.**

8       Section 223(a) of the Social Security Act is amend-  
9       ed—

1           (1) in paragraph (1), by inserting “he meets  
2           the requirements of paragraph (3), or” after “but  
3           only if”; and

4           (2) by adding at the end the following new  
5           paragraph:

6           “(3)(A) For purposes of paragraph (1), an individual  
7           meets the requirements of this paragraph if—

8                   “(i) the impairment underlying a finding  
9                   that the individual is under a disability results  
10                  in his death prior to the end of the applicable  
11                  period described in subparagraph (B), or

12                   “(ii)(I) in the case where such finding is  
13                   made before the end of the applicable period,  
14                   the Commissioner determines that, at the time  
15                   such finding is made, such impairment is ex-  
16                   pected to result in the individual’s death prior  
17                   to the end of such period, or

18                   “(II) in the case where such finding is  
19                   made after the end of the applicable period, the  
20                   Commissioner determines that, at any time dur-  
21                   ing such period, such impairment was expected  
22                   to result in the individual’s death prior to the  
23                   end of such period.

24           “(B) For the purposes of subparagraph (A), the ‘ap-  
25           plicable period’ is the period of the first six consecutive

1 calendar months throughout which such individual is  
2 under a disability by reason of such impairment which be-  
3 gins not earlier than the first day of the period described  
4 in subsection (c)(2)(B).”.

5 **SEC. 3. EFFECTIVE DATE.**

6       The amendments made by this Act shall take effect  
7 with respect to applications filed after the date of the en-  
8 actment of this Act.

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